

IN THE UNITED STATES DISTRICT COURT
FOR THE EASTERN DISTRICT OF NORTH CAROLINA
WESTERN DIVISION
No. 5:15-CR-00111-D-1
No. 5:18-CV-00505-D

PHILLIP ALEXANDER WILLIAMS,)
)
Petitioner,)
)
v.) ORDER
)
UNITED STATES OF AMERICA,)
)
Respondent.)

This matter is before the Court on the parties' joint motion to set a briefing schedule on Petitioner's motion pursuant to 28 U.S.C. § 2255 seeking vacatur of his conviction under 18 U.S.C. § 922(g) based on *United States v. Rehaif*, 139 S. Ct. 2191 (2019). For the reasons set forth in the parties' joint motion, the motion is GRANTED.

It is further ORDERED that:

- (a) Counsel for Petitioner shall make every effort to file any withdrawal of Petitioner's *Rehaif*-based Section 2255 no later than September 13, 2021;
- (b) Respondent's motion to dismiss and supporting memorandum shall be due by October 13 unless Petitioner's motion is withdrawn before then;
- (c) Petitioner's response, if any, shall be due within forty-five (45) days of the filing of Respondent's motion to dismiss;

(d) Respondent's reply, if any, shall be due within thirty (30) days after Petitioner's response.

J. Dever
JAMES C. DEVER III
United States District Judge